

1 Douglas R. Young (State Bar No. 73248)  
dyoung@fbm.com  
2 C. Brandon Wisoff (State Bar No. 121930)  
bwisoff@fbm.com  
3 Richard Van Duzer (State Bar No. 136205)  
rvanduzer@fbm.com  
4 Russell E. Taylor (State Bar No. 320375)  
rtaylor@fbm.com  
5 Farella Braun + Martel LLP  
235 Montgomery Street, 17<sup>th</sup> Floor  
6 San Francisco, California 94104  
Telephone: (415) 954-4400  
7 Facsimile: (415) 954-4480

8 Attorneys for Defendants  
David A. Sackler, Ilene Sackler Lefcourt,  
9 Jonathan D. Sackler, Kathe A. Sackler, Mortimer  
D.A. Sackler, Richard S. Sackler, and Theresa  
10 Sackler, and Richard S. Sackler and Jonathan D.  
Sackler in Their Alleged Capacities as Trustees of the  
11 Alleged "Trust for the Benefit of Members of the  
Raymond Sackler Family," and Former Attorneys for Beverly Sackler  
12

13 UNITED STATES DISTRICT COURT

14 NORTHERN DISTRICT OF CALIFORNIA, SAN FRANCISCO DIVISION  
15  
16

17 THE CITY AND COUNTY OF SAN  
FRANCISCO, CALIFORNIA and THE  
18 PEOPLE OF THE STATE OF CALIFORNIA,  
acting by and through San Francisco City  
19 Attorney DENNIS J. HERRERA,

20 Plaintiffs,

21 vs.

22 PURDUE PHARMA L.P., RICHARD S.  
SACKLER, JONATHAN D. SACKLER,  
23 MORTIMER D.A. SACKLER, KATHIE A.  
SACKLER, ILENE SACKLER LEFCOURT,  
24 BEVERLY SACKLER, THERESA  
SACKLER, DAVID A SACKLER, TRUST  
25 FOR THE BENEFIT OF MEMBERS OF THE  
RAYMOND SACKLER FAMILY, RHODES  
26 PHARMACEUTICALS L.P., CEPHALON,  
INC., TEVA PHARMACEUTICAL  
27 INDUSTRIES LTD., TEVA  
PHARMACEUTICALS USA, INC., ENDO  
28 INTERNATIONAL PLC, ENDO HEALTH

Case No. 18-cv-7591

The Hon. Charles R. Breyer

**NOTICE OF SEVENTH AMENDED  
BANKRUPTCY COURT ORDER  
ENJOINING THE CONTINUATION OF  
THIS PROCEEDING AS TO THE  
INDIVIDUAL FORMER DIRECTORS**

1 SOLUTIONS INC., ENDO  
 2 PHARMACEUTICALS INC., JANSSEN  
 3 PHARMACEUTICALS, INC., INSYS  
 4 THERAPEUTICS, INC., MALLINCKRODT,  
 5 PLC, MALLINCKRODT LLC, ALLERGAN  
 6 PLC f/k/a ACTAVIS PLC, WATSON  
 7 PHARMACEUTICALS, INC. n/k/a  
 8 ACTAVIS, INC., WATSON  
 9 LABORATORIES, INC., ACTAVIS LLC,  
 10 ACTAVIS PHARMA, INC. f/k/a/ WATSON  
 11 PHARMA, INC., AMERISOURCEBERGEN  
 12 CORPORATION, CARDINAL HEALTH,  
 13 INC. and McKESSON CORPORATION,

14 Defendants.

15 On October 11, 2019, the United States Bankruptcy Court for the Southern District of New  
 16 York issued an order, which has since been amended seven times, most recently on March 4, 2020  
 17 (the “Seventh Amended Preliminary Injunction Order”) pursuant to 11 U.S.C. § 105(a), granting,  
 18 in part a motion by Purdue Pharma L.P. and certain affiliated debtors (the “Debtors”), for a  
 19 preliminary injunction. *See* Seventh Amended Preliminary Injunction Order, *In re Purdue*  
 20 *Pharma L.P., et al.*, No. 19-23649 (RDD), Adv. Pro. No. 19-08289, Dkt. No. 145 (Bankr.  
 21 S.D.N.Y. Mar. 4, 2020). A copy of the Seventh Amended Preliminary Injunction Order (with  
 22 relevant excerpts of the Appendices) is attached as Exhibit 1. The Seventh Amended Preliminary  
 23 Injunction Order states, in relevant part,

24 Governmental Defendants . . . and the Private Defendants are prohibited and  
 25 enjoined from . . . the commencement or continuation of their active judicial,  
 26 administrative, or other actions or proceedings against the Debtors and/or Related  
 27 Parties that were or could have been commenced before the commencement of [this  
 28 bankruptcy] case . . . against the Debtors and/or the Related Parties arising from or  
 in any way relating to the Debtors’ prescription opioid business, including the  
 actions reflected in Appendix III and Appendix IV, as well as . . . any other actions  
 against the Debtors or Related Parties alleging substantially similar facts or causes  
 of action as those alleged in actions reflected in Appendix III and Appendix IV, in  
 each case through and including Wednesday, April 8, 2020. The preliminary  
 injunction period may be extended by further order of the Court.

Ex. 1, at 6. The Seventh Amended Preliminary Injunction Order further states that “all applicable  
 statutes of limitations and similar time limits on the commencement of Additional Actions, and all  
 deadlines (including deadlines for appeals) in any currently pending Governmental Action or  
 Related Party Claim (including as agreed on the record at the Hearing by the representatives of the

1 Sackler Families), shall be tolled or otherwise inoperative for the duration of this preliminary  
 2 injunction.” *Id.* at 8.

3 “Governmental Defendants” are defined in the Amended Preliminary Injunction Order to  
 4 mean “the governmental defendants in [the bankruptcy] adversary proceeding.” *Id.* at 1. The  
 5 Private Defendants are defined to mean “private defendants in [the bankruptcy] adversary  
 6 proceeding.” *Id.* at 2. The Seventh Amended Preliminary Injunction Order encompasses this  
 7 action because this action is listed in Appendix IV to the Seventh Amended Preliminary Injunction  
 8 Order. Appendix IV to Ex. 1, at 16. Related Parties, in turn, is defined to include “former or  
 9 current (a) owners (including any trusts and their respective trustees and beneficiaries), (b)  
 10 directors, (c) officers, (d) employees, and (e) other similar associated entities of the Debtors,”  
 11 thereby encompassing David A. Sackler, Ilene Sackler Lefcourt, Jonathan D. Sackler (in both his  
 12 individual capacity and his capacity as an alleged trustee of the alleged Trust for the Benefit of  
 13 Members of the Raymond Sackler Family, the “Alleged Trust”), Kathe Sackler, Mortimer D.A.  
 14 Sackler, Richard S. Sackler (in both his individual capacity and as an alleged trustee of the  
 15 Alleged Trust), and Theresa Sackler (collectively, the “Individual Former Directors”). Ex. 1, at 2.  
 16 Thus, the Seventh Amended Preliminary Injunction Order enjoins the continuation of this current  
 17 proceeding as to the Individual Former Directors, including discovery.

18 By filing this notice, the Individual Former Directors are expressly preserving all of their  
 19 defenses, including but not limited to the lack of personal jurisdiction.

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1 Dated: March 5, 2020

FARELLA BRAUN + MARTEL LLP

2  
3 By: /s/ C. Brandon Wisoff  
C. Brandon Wisoff

4 Attorneys for Defendants  
5 David A. Sackler, Ilene Sackler Lefcourt,  
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